

**S.R. 122** - By Barrientos: Recognizing that the Austin Saengerrunde will celebrate its 114th anniversary by hosting the 47th annual Saengertag of the Deutsch-Texanischer Saengerbund, a statewide gathering of German choirs.

**S.R. 123** - By Barrientos: Commending Raul Salinas for his work to advance the literacy and unity of the Austin community.

**S.R. 124** - By Barrientos: Recognizing Austin poet Akwasi Evans for his worthy artistic contributions.

**S.R. 125** - By Barrientos: Honoring award-winning poet and publisher Susan Bright for her unique works proclaiming women's place in history.

**S.R. 126** - By Barrientos: Commending Hedwig Irene Gorski for her creative vision and for establishing the Poets Media Network.

**S.R. 127** - By Barrientos: Recognizing May 1993 as Bluegrass Music Appreciation Month.

**S.R. 129** - By Ellis: Recognizing Dr. Alando J. Ballantyne, who was named Distinguished Houston Surgeon for 1993 by The Houston Surgical Society.

#### ADJOURNMENT

On motion of Senator Harris of Dallas, the Senate at 11:35 a.m. adjourned until 11:00 a.m. tomorrow.

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#### APPENDIX

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#### REPORTS OF STANDING COMMITTEES

The following committee reports were received by the Secretary of the Senate:

February 1, 1993

STATE AFFAIRS — S.B. 32, S.B. 97

NATURAL RESOURCES — C.S.S.B. 30

#### EIGHTH DAY

(Tuesday, February 2, 1993)

The Senate met at 11:00 a.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brown, Carriker, Ellis, Haley, Harris of Tarrant, Harris of Dallas, Henderson, Leedom, Lucio, Luna, Madla,

Moncrief, Montford, Nelson, Parker, Patterson, Ratliff, Rosson, Shapiro, Sibley, Sims, Truan, Turner, Wentworth, West, Whitmire, Zaffirini.

Absent-excused: Shelley.

A quorum was announced present.

The Reverend Ed Hogan, First Baptist Church, Crockett, offered the invocation as follows:

On David's deathbed he spoke the following words to his son Solomon: "He that ruleth over men must be just, ruling in the fear of God."

Let us pray.

Dear heavenly Father, we pray that You give the men and women of this Senate faith and wisdom. Amen.

On motion of Senator Harris of Dallas and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

#### LEAVE OF ABSENCE

On motion of Senator Harris of Dallas, Senator Shelley was granted leave of absence for today on account of important business.

#### CO-AUTHOR OF SENATE BILL 89

On motion of Senator Truan and by unanimous consent, Senator Zaffirini will be shown as Co-author of S.B. 89.

#### CO-AUTHOR OF SENATE BILL 90

On motion of Senator Truan and by unanimous consent, Senator Zaffirini will be shown as Co-author of S.B. 90.

#### SENATE BILLS AND RESOLUTIONS ON FIRST READING

The following bills and resolutions were introduced, read first time, and referred to the committees indicated:

**S.J.R. 6** by Nelson Education  
Proposing a constitutional amendment relating to the powers of the district courts.

**S.J.R. 8** by Nelson Education  
Proposing a constitutional amendment relating to an efficient public school system.

**S.J.R. 9** by Lucio, West, Rosson Economic Development  
Proposing a constitutional amendment authorizing the legislature to provide for the issuance of bonds for the state financing of start-up costs for historically underutilized businesses.

**S.J.R. 10** by Lucio, West, Rosson Economic Development  
Proposing a constitutional amendment authorizing the legislature to provide for the issuance of bonds to provide surety bonds for historically underutilized businesses.

- S.C.R. 13** by Turner Administration  
Resolving that the Senate and House meet in Joint Session on Tuesday, February 23, 1993, at an hour convenient to both houses, to pay tribute to Sam Houston on the occasion of the bicentennial celebration of his birthday.
- S.B. 213** by West Education  
Relating to school crime reports and to model safe school checklists.
- S.B. 214** by Nelson Intergovernmental Relations  
Relating to the authority of a county to regulate the use of fireworks.
- S.B. 215** by Sibley Economic Development  
Relating to availability of group health insurance coverage following a change of employment.
- S.B. 216** by Sibley Economic Development  
Relating to uniform health insurance claim forms.
- S.B. 217** by Sibley Economic Development  
Relating to purchase of group health coverage through funds established by certain small employers.
- S.B. 218** by Sibley, Bivins, Lucio Education  
Relating to loan repayment assistance for certain family practice physicians.
- S.B. 219** by Sibley, Bivins State Affairs  
Relating to state indemnification for medical malpractice claims against certain health care professionals who provide free services to patients of a family practice residency training facility.
- S.B. 220** by Sibley, Bivins Education  
Relating to liability of health care clinics operated in conjunction with approved family practice residency training programs.
- S.B. 221** by Sibley Intergovernmental Relations  
Relating to the creation, administration, powers, duties, operation, and financing of the West Community Hospital District; authorizing a tax; granting the authority to issue bonds; and granting the power of eminent domain.
- S.B. 222** by Turner Finance  
Relating to exempting from ad valorem taxation property owned by certain charitable organizations.
- S.B. 223** by Lucio, West, Rosson Economic Development  
Relating to the provision by the state of surety bonds for historically underutilized businesses.
- S.B. 224** by West, Lucio, Rosson Economic Development  
Relating to historically underutilized businesses and to certain requirements for loan guarantees for export businesses and rural economic development.
- S.B. 225** by Lucio, West, Rosson Economic Development  
Relating to a capital growth and start-up fund for historically underutilized businesses.

**S.B. 238 by Carrier** **Economic Development**  
**Relating to the priority of claims on liquidation of a state or private bank**  
**or on a purchase of assets and assumption of liabilities of a state bank.**

**MESSAGE FROM THE GOVERNOR**

The following Message from the Governor was read and was referred to the Committee on Nominations:

Austin, Texas  
January 29, 1993

TO THE SENATE OF THE SEVENTY-THIRD LEGISLATURE,  
REGULAR SESSION:

I ask the advice, consent and confirmation of the Senate with respect to the following appointment:

TO BE A MEMBER OF THE STATE BOARD OF INSURANCE for a term to expire January 31, 1999:

PAUL J. WILLIAMS  
203 East 47th Street  
Austin, Texas 78751

Mr. Williams will be replacing Richard F. Reynolds of Austin, whose term expired.

Respectfully submitted,

/s/Ann W. Richards  
Governor of Texas

**SENATE CONCURRENT RESOLUTION 12**

Senator West offered the following resolution:

WHEREAS, The Legislature of the State of Texas is delighted to recognize the Dallas Cowboys Football Team on the jubilant occasion of its victory over the Buffalo Bills Football Team in the Super Bowl on January 31, 1993; and

WHEREAS, Dallas clinched their victory with the dismantling of the Buffalo Bills by a score of 52 to 17 in front of 98,374 football fans in the Rose Bowl in Pasadena, California; and

WHEREAS, Dallas quarterback Troy Aikman completed 22 of 30 passes for 273 yards and four touchdowns; he was designated the Super Bowl Most Valuable Player; and

WHEREAS, The Cowboys scored the second most points in Super Bowl history; five first-half turnovers led to three Dallas touchdowns; and

WHEREAS, Nine Buffalo turnovers allowed the Cowboys to capitalize on the Bills' mistakes and score; and Dallas scored two touchdowns within 15 seconds in the first quarter and again within 18 seconds in the second quarter; and

WHEREAS, The Cowboys sealed the game with another remarkable drive in the fourth quarter, scoring twice within a one-minute, 52-second span; and

WHEREAS, Amazingly hard-hitting and versatile, the Dallas Cowboys justly deserve being designated the number-one team in the nation; Jimmy Johnson's belief in himself and his players contributed greatly to the Cowboys' success in Super Bowl XXVII; and

WHEREAS, The Cowboys' capture of the championship has clearly demonstrated the team's winning spirit, discipline, and courage; now, therefore, be it

RESOLVED, That the 73rd Legislature of the State of Texas hereby commend and applaud the Dallas Cowboys Football Team on its admirable victory and extend congratulations to the coaches and each of the team players; and, be it further

RESOLVED, That a copy of this resolution be prepared for this championship team as a token of esteem from the Texas Legislature.

WEST	NELSON
MONCRIEF	SHAPIRO
SIBLEY	HARRIS OF DALLAS

The resolution was read.

On motion of Senator Harris of Dallas and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator West and by unanimous consent, the resolution was considered immediately and was adopted by a viva voce vote.

#### SENATE CONCURRENT RESOLUTION 14

Senator Truan offered the following resolution:

WHEREAS, The retirement of the Honorable Ernestine Glossbrenner brings to a close a remarkable career spanning 16 years in the Texas House of Representatives; and

WHEREAS, First elected to serve the residents of District 44 in 1976, the popular legislator was reelected for seven consecutive terms; and

WHEREAS, A former schoolteacher, Miss Glossbrenner championed educational issues and was acknowledged as one of the state's top experts on education; and

WHEREAS, She ably chaired the House Public Education Committee in 1989 and 1991, leading efforts to approve revised school funding proposals; and

WHEREAS, Known and respected as a tough legislator, Representative Glossbrenner fought for Texas schoolchildren, underprivileged citizens, and South Texas; and

WHEREAS, Having firsthand knowledge of unethical voting practices in her district, she worked diligently to pass as her first major bill legislation that guaranteed Texans a secret ballot; and

WHEREAS, The esteemed legislator is the recipient of numerous awards and honors from various organizations whose members appreciate her dedication and contributions to the citizens of Texas; she was recognized for her commitment to improve the lives of Texas women by Governor Ann Richards and over 50 women's groups; in 1991 she received the "Friend of Education" award from the Texas State Teachers Association; and

WHEREAS, The University of Texas Department of Education presented Miss Glossbrenner with the Distinguished Alumnus Award in

1990 and Common Cause of Texas honored her with their Public Service Award; and

WHEREAS, The first native Texan in her family, Ernestine Glossbrenner grew up in the small oil field community of Carlisle where her father worked in the oil fields; the daughter of an oil gauger became one of the most powerful and respected legislators in the state; and

WHEREAS, After receiving her degree in chemistry from The University of Texas in 1954, the young graduate accepted a teaching position in Alice and remained there in the public schools for 22 years; and

WHEREAS, A participant in Summer Science Institutes sponsored by the National Science Foundation, Representative Glossbrenner received her master's degree from Texas A&I University in Kingsville in 1971; and

WHEREAS, Realizing that Texas' educational problems could only be solved at the state level, she decided to run for the state legislature; her first campaign in 1974 ended in defeat but in 1976 she won by 136 votes; and

WHEREAS, Known for closing the legislative sessions with a song, Representative Glossbrenner has served her state well; she represented her constituents with integrity, commitment, and dignity laced with a sense of humor; now, therefore, be it

RESOLVED, That the 73rd Legislature of the State of Texas hereby express its deep gratitude to Ernestine Glossbrenner for her exceptional contributions to the State of Texas and extend best wishes to her for a most rewarding retirement; and, be it further

RESOLVED, That a copy of this resolution be presented to her as an expression of the high regard of the Texas Legislature.

The resolution was read.

On motion of Senator Harris of Dallas and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Truan, the resolution was considered immediately and was adopted by a viva voce vote.

#### **GUESTS PRESENTED**

Senator Sibley was recognized and introduced to the Senate Emma Garrison, Jane Eastland, and Ann Greer of Hillsboro, who are here attending a United Methodist Women Conference.

The Senate welcomed these guests.

(Senator Harris of Dallas in Chair)

#### **CAPITOL PHYSICIAN**

The "Doctor for the Day," Dr. Raymond Smith of Fredericksburg, was introduced to the Senate by Senator Sims.

The Senate expressed appreciation and gratitude to Dr. Smith for participating in the "Capitol Physician" program sponsored by the Texas Academy of Family Physicians.

**(President in Chair)**

**SESSION TO CONSIDER EXECUTIVE APPOINTMENTS**

The President announced the time had arrived to consider the executive appointments to agencies, boards, and commissions. Notice of submission of these names for consideration was given yesterday by Senator Barrientos.

Senator Barrientos moved confirmation of the nominees reported yesterday by the Committee on Nominations.

The President asked if there were requests to sever nominees.

There were no requests offered.

**NOMINEES CONFIRMED**

The following nominees, as reported by the Committee on Nominations, were confirmed by the following vote: Yeas 30, Nays 0.

Absent-excused: Shelley.

Members, Texas Guaranteed Student Loan Corporation: DR. TEOFILLO JAIME CHAHIN, Travis County; DR. BARBARA B. REAGAN, Dallas County.

Chair of the State Board of Education: DR. CAROLYN HONEA CRAWFORD, Jefferson County.

Commissioner of Health and Human Services: RICHARD C. LADD, Travis County.

Members, Texas Higher Education Coordinating Board: NANCY FRIEDMAN ATLAS, Harris County; DR. CARLOS D. GODINEZ, Hidalgo County; RENE HAAS, Nueces County; COMMISSIONER ANDREW R. MELONTREE, Smith County; MARTHA MILLER, Bowie County; DR. RAY E. SANTOS, Lubbock County.

Members, University of Houston Board of Regents: ZINETTA A. BURNEY, Harris County; JOHN JAY MOORES, Fort Bend County; WILHELMINA R. MORIAN, Harris County.

Members, Texas State Technical College Board of Regents: GERALD D. PHARISS, Dallas County; MOLLIE ANNA SOLOMON, Jefferson County.

Members, Teachers Professional Practices Commission: PEDRO ALANIZ, Bexar County; DR. ELDEN ROYCE BARRETT, McLennan County; MARIA R. CALDERON, El Paso County; DAVID JAY CLINKSCALE, Hood County; DOLORES CECILIA De AVILA, El Paso County; WILLIE ROY GENTRY, Harris County; MICHAEL GARY HARDIN, Tarrant County; DANIEL HERNANDEZ, Hidalgo County; JOYCE ROBERTA MILLER, Harris County; JOYCE L. MOSLEY, Kleberg County; ANNE LYNCH ORR, Harrison County; LOU WILLIAMS, Bexar County; DR. JOHN E. WILSON, Randall County.



Chief Justice of the Court of Appeals, Second Supreme Judicial District: JUSTICE JOHN G. HILL, Tarrant County.

**COMMITTEE SUBSTITUTE  
SENATE BILL 92 ON SECOND READING**

Senator Haley moved that the regular order of business, Senate Rule 7.13 and Section 5 of Article III of the State Constitution be suspended and that C.S.S.B. 92 be taken up for consideration at this time:

C.S.S.B. 92, Relating to the authority of certain counties to impose a county hotel occupancy tax.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Shelley.

The bill was read second time and was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE  
SENATE BILL 92 ON THIRD READING**

Senator Haley moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that C.S.S.B. 92 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Shelley.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**CONGRATULATORY RESOLUTIONS**

H.C.R. 27 - (Leedom): Commending Bill Cormack on his exemplary tenure as executive director of the Texas Music Educators Association.

S.C.R. 15 - By Ratliff: Recognizing February 9 and 10, 1993, as Rusk County Day and extending best wishes to its residents for an enjoyable and rewarding event.

S.R. 130 - By Lucio: Congratulating Raul Contreras on his noteworthy accomplishment of bowling an 801 series scratch.

**ADJOURNMENT**

On motion of Senator Harris of Dallas, the Senate at 11:23 a.m. adjourned until 11:00 a.m. tomorrow.

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**APPENDIX**

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**REPORT OF STANDING COMMITTEE**

The following committee report was received by the Secretary of the Senate:

February 2, 1993

**JURISPRUDENCE — C.S.S.B. 17**

**NINTH DAY**

(Wednesday, February 3, 1993)

The Senate met at 11:00 a.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brown, Carriker, Ellis, Haley, Harris of Tarrant, Harris of Dallas, Henderson, Leedom, Lucio, Luna, Madla, Moncrief, Montford, Nelson, Parker, Patterson, Ratliff, Rosson, Shapiro, Shelley, Sibley, Sims, Truan, Turner, Wentworth, West, Whitmire, Zaffirini.

A quorum was announced present.

The Reverend John R. Pitts, St. Matthew's Episcopal Church, Austin, offered the invocation as follows:

This is the day the Lord has made. Help us, Lord, and each person in this Senate to recognize that this day belongs to You and You alone. Help those making decisions this day to recognize You as the ultimate decision maker. This is Your day, Lord—let us rejoice and be glad in it. Amen.

On motion of Senator Harris of Dallas and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

**CO-AUTHOR OF SENATE BILL 72**

On motion of Senator Bivins and by unanimous consent, Senator Wentworth will be shown as Co-author of S.B. 72.

**CO-AUTHOR OF SENATE BILL 89**

On motion of Senator Truan and by unanimous consent, Senator Lucio will be shown as Co-author of S.B. 89.

**CO-AUTHOR OF SENATE BILL 90**

On motion of Senator Truan and by unanimous consent, Senator Lucio will be shown as Co-author of S.B. 90.

**CO-AUTHOR OF SENATE BILL 218**

On motion of Senator Sibley and by unanimous consent, Senator Bivins will be shown as Co-author of S.B. 218.

**CO-AUTHOR OF SENATE BILL 219**

On motion of Senator Sibley and by unanimous consent, Senator Bivins will be shown as Co-author of S.B. 219.